

Message Text

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ORIGIN ACDA-10

INFO OCT-01 IO-13 ISO-00 NSC-05 DODE-00 ERDA-05 PM-04
OES-06 SS-15 AF-10 ARA-06 EA-07 EUR-12 NEA-10
L-03 CIAE-00 INR-07 NSAE-00 EB-08 NRC-05 FEA-01
NSCE-00 SSO-00 INRE-00 /128 R

DRAFTED BY ACDA/NTB/WT:RMIKULAK
APPROVED BY ACDA/NTB:TDAVIES
NSC-JMARCUM
OSD-RSQUIRE
JCS-CWILMOT
ERDA-JPHILLIPS
PM/DCA-HPHELPS
OES/NET-JCOON
IO/SCT-AJILLSON
ACDA/GC-MMAZEAU- S/S:SGOLDSMITH
-----270229Z 004731 /72
O R 270112Z APR 77
FM SECSTATE WASHDC
TO USMISSION IAEA VIENNA IMMEDIATE
INFO USMISSION GENEVA

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GENEVA FOR BUCHHEIM (SCC DEL)

E.O. 11652:N/A DECONTROL 31 DECEMBER 1977

TAGS: IAEA, PARM, TECH

SUBJECT: IAEA AD HOC ADVISORY GROUP ON NUCLEAR EXPLOSIONS
FOR PEACEFUL PURPOSES

REF: (A) IAEA VIENNA 3285; (B) IAEA VIENNA 3286
(C) IAEA VIENNA 3287; (D) IAEA VIENNA 3335
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(E) IAEA VIENNA 3337; (F) IAEA VIENNA 3318

REF A

1. DOCUMENT GOV/COM.23/22 (I.E., PROPOSED SUMMARY OF
GROUP'S REPORT). WE ARE CONCERNED BY INTRODUCTION OF
MAJOR NEW DOCUMENT BY CHAIRMAN AT THIS LATE STAGE OF

GROUP'S WORK. DEL SHOULD SEEK TO DEFER ANY FURTHER DISCUSSION UNTIL AD REFERENDUM TEXTS OF ALL OTHER DOCUMENTS BEFORE GROUP HAVE BEEN COMPLETED. IF DISCUSSIONS TAKE PLACE ANYWAY, DEL SHOULD MAKE GENERAL STATEMENT BASED ON POINTS CONTAINED PARA 2 BELOW.

2. DEL SHOULD APPROACH WILSON AS SOON AS POSSIBLE TO MAKE FOLLOWING POINTS:

A. USG APPRECIATES WILSON'S EFFORTS IN PREPARING SUMMARY DOCUMENT BUT WE BELIEVE IT WOULD BE DIFFICULT, AT THIS

LATE STAGE OF GROUP'S WORK, TO GIVE IT THE CAREFUL ATTENTION IT MERITS.

B. WE SHARE HIS EARLIER EXPRESSED VIEW THAT MOST URGENT TASK OF GROUP IS TO COMPLETE AD REFERENDUM TEXTS OF PREVIOUS DOCUMENTS BY APRIL 29. WE STRONGLY PREFER THAT ANY FURTHER DISCUSSION OF GOV/COM.23/22 BE DEFERRED UNTIL THAT TASK IS ACCOMPLISHED.

C. USG WISHES TO BE AS COOPERATIVE AND CONSTRUCTIVE AS POSSIBLE TO ENSURE THAT PRESENT MEETING WILL BE A SUCCESS. HOWEVER, ATTEMPT TO DESCRIBE GROUP'S MANDATE AND TO SUMMARIZE GROUP'S REPORT LIKELY TO BE CONTROVERSIAL. REPORT CONTAINS NUMBER OF FINELY-BALANCED COMPROMISES AND FORMULATIONS CAREFULLY CHOSEN TO BE NON-PREJUDICIAL TO DIFFERING POSITIONS. BEST APPROACH WOULD BE TO LET REPORT SPEAK FOR ITSELF RATHER THAN RUN RISK OF PROVOKING LIMITED OFFICIAL USE

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CONTROVERSY.

D. IN ANY CASE, SENSITIVE NATURE OF DOCUMENT WOULD REQUIRE CAREFUL REVIEW IN WASHINGTON BEFORE U.S. WOULD BE IN POSITION TO MAKE ANY FURTHER COMMENTS ON TEXT AND WE WOULD NOT LIKE TO HAVE SUCCESSFUL CONCLUSION OF GROUP'S WORK DELAYED BY NEED TO REACH AGREEMENT ON THIS LATEST PAPER.

3. DRAWING ON POINTS CONTAINED PARA 2, DEL SHOULD SEEK SUPPORT FROM SOVIETS AND OTHER KEY DELS, STRESSING U.S. DESIRE TO MAKE PRESENT MEETING A SUCCESS AND TO AVOID PROLONGING GROUP'S WORK.

REF B

4. WE WOULD APPRECIATE MORE EXTENSIVE REPORT AND ANALYSIS OF "LENGTHY AND DISCURSIVE" INTERVENTIONS BY FRG AND MEXICAN DELS, REFERRED TO IN REFTTEL PARA 2. IN PARTICULAR,

MORE INFORMATION IS DESIRED ABOUT MEXICAN INTEREST IN UNGA
CONSIDERATION OF QUESTION IN ABSENCE GROUP FINAL REPORT.

5. PARA 9, 23/13, ANNEX II. (REFTEL PARA 3).DEL IS NOT
AUTHORIZED TO GO BEYOND NOVEMBER COMPROMISE FORMULATION.

6. PARA 3, 23/13, ANNEX II. (REFTEL PARA 6). WE
APPRECIATE CLARIFICATION PROVIDED CONCERNING REMEDIES
IMPLICIT IN THE NPT AND AGREE WITH GENERAL APPROACH. ANY
EXPLICIT REFERENCE IN DISCUSSION TO OPTION OF WITHDRAWAL
FROM TREATY SHOULD BE AVOIDED.

7. PARA 6, 23/13, ANNEX II. (REFTEL PARA 7). PROPOSED
LANGUAGE ON PROVISION OF INFORMATION IS ACCEPTABLE IN
LIGHT OF EXPLANATION, WHICH SHOULD BE MADE PART OF NEGOTIATING RECORD.

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8. PARA 13, 23/13, ANNEX II. (REFTEL PARA 8). PROPOSED
ADDITION ("NOR PERMIT ANY OTHER INTRUSIONS ON THE
SOVEREIGNTY OF THE BENEFICIARY STATE") IS ACCEPTABLE, AS
LONG AS THERE IS A CLEAR UNDERSTANDING ON THE RECORD THAT
THIS LANGUAGE DOES NOT AFFECT THE IMPLEMENTATION OF PROVISIONS OF THE US-SOVIET TREATY ON UNDERGROUND NUCLEAR EXPLOSIONS FOR PEACEFUL PURPOSES. IF DEL BELIEVES SUCH STATEMENT MAY PROVOKE CONTRARY STATEMENT FROM EGYPTIANS OR OTHERS, PLEASE ADVISE.

REF C

9. PARA 1, REVISED DOC.23/18. (REFTEL PARA 2). STATEMENT
THAT "THE AGENCY PLANS TO BEGIN DEVELOPMENT OF THESE
PROCEDURES LATE IN 1977" IS PREJUDICIAL TO U.S. VIEW
THAT FURTHER WORK ON PROCEDURES WOULD BE PREMATURE (PARA
8A, STATE 85721, 16 APRIL 1977); DEL SHOULD SEEK TO CHANGE
"AGENCY PLANS" TO "SECRETARIAT HAS PROPOSED". IN SO
DOING DEL SHOULD STATE VIEW THAT SINCE THERE IS NO PROJECT
REQUIRING FURTHER PROCEDURES, THEIR DEVELOPMENT SHOULD
AWAIT ELABORATION OF LEGAL REGIME, WHICH WILL BE KEY FACTOR
IN DECIDING NATURE OF PROCEDURES NECESSARY. DEL MAY ACCEPT
PRESENT LANGUAGE IF REVISION EFFORT UNSUCCESSFUL.

10. PARA 2, REVISED DOC.23/18. AS RECEIVED END OF LAST
SENTENCE READS: "... DECIDING UPON AND IMPLEMENTING
ITS ROLE IN THE ESTABLISHMENT AND OPERATION OF ANCILLARY
PNE PROJECT SERVICES AND ARTICLE V OF THE NPT." A
PHRASE PRECEDING THE REFERENCE TO ARTICLE V APPEARS TO
HAVE BEEN OMITTED. PLEASE CLARIFY.

11. PARA 2, REVISED DOC.23/18. WE WOULD APPRECIATE CLARIFICATION OF STATEMENT THAT "THE AGENCY MIGHT USEFULLY GIVE ATTENTION TO MEANS OF ENSURING UNIFORM APPLICATION OF ANY PROCEDURES AS THEY ARE DEVELOPED". WHO ARE THE PROPONENTS AND WHAT DO THEY HAVE IN MIND? PENDING LIMITED OFFICIAL USE

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INSTRUCTIONS, DEL SHOULD RESERVE ON THIS POINT.

12. PARA 2, REVISED DOC. 23/18. (REFTEL PARA 2). WE WOULD ALSO APPRECIATE FURTHER EXPLANATION OF ROMANIAN PROPOSAL. WHAT DO THEY WANT THE IAEA TO DO? IN OTHER WORDS, WHAT IS ADVICE OF A "PRE-PRE-FEASIBILITY NATURE"? DEL SHOULD RESERVE ON THIS POINT.

REF D

13. PARA 17, 23/13, ANNEX II. MAIN USG CONCERN ABOUT THIS PRINCIPLE IS TO AVOID IMPLICATION THAT NON-NPT PARTIES SHOULD PARTICIPATE IN NEGOTIATION OF THE "SPECIAL INTERNATIONAL AGREEMENTS" REFERRED TO IN ARTICLE V OR THAT THEY SHOULD PARTICIPATE IN ARRANGEMENTS AND PROCEDURES DEVELOPED SPECIFICALLY TO IMPLEMENT ARTICLE V. WE AGREE THAT ALL STATES, EVEN NON-MEMBERS OF IAEA, SHOULD BE ABLE TO PARTICIPATE IN ANY BROAD INTERNATIONAL PNE SERVICE WHICH MIGHT EVENTUALLY BE ESTABLISHED UNDER IAEA AUSPICES. IN OTHER WORDS, WE WISH TO KEEP OPEN OPTION OF DISTINGUISHING BETWEEN LEGAL REGIME FOR IMPLEMENTATION OF ARTICLE V AND LEGAL REGIME FOR BROADER INTERNATIONAL SERVICE. THE LATTER MIGHT EVENTUALLY BE DEVELOPED AS EXTENSION OF THE ARTICLE V REGIME, AS SUGGESTED BY WILSON DURING FEBRUARY 1977 VISIT TO DEPARTMENT.

14. OUR PRESENT UNDERSTANDING IS THAT (A) AN EFFORT TO WORK OUT THE ARTICLE V LEGAL REGIME FIRST WOULD NOT BE INCONSISTENT WITH THE BOARD RESOLUTION OR ANY ASPECT OF THE AD HOC GROUP'S REPORT, AND (B) THAT ALTERNATIVE CONVEYED REF D DOES NOT IMPLY A COMMITMENT TO INVOLVE NON-NPT PARTIES IN ELABORATION OF THE ARTICLE V REGIME.

15. BASED ON OUR UNDERSTANDING OUTLINED IN PARA 14, WE ARE PREPARED TO SUPPORT THE FORMULATION CONTAINED REF D, PARA 2. HOWEVER, IN VIEW OF THE LANGUAGE OF REVISED PARA 3 (23/13, ANNEX II), WHICH MAKES IT CLEAR THAT THE LIMITED OFFICIAL USE

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ARRANGEMENTS AND PROCEDURES DO NOT AFFECT THE PREFERENTIAL

CHARGES FOR NPT PARTIES, WE DO NOT BELIEVE LAST SENTENCE OF ALTERNATIVE IS NECESSARY AND WOULD PREFER TO HAVE IT DELETED.

16. IF DEL PERCEIVES CONTRADICTION BETWEEN SUPPORT FOR NEW PARA 17 FORMULATION AND POSITION OUTLINED PARA 14 ABOVE, PLEASE ADVISE IMMEDIATELY. IF NOT, DEL SHOULD ACT ALONG LINES OUTLINED PARA 15. IN EVENT REVISION EFFORTS TO DELETE LAST SENTENCE UNSUCCESSFUL, DEL MAY ACCEPT PRESENT LANGUAGE.

17. REF E RECEIVED AFTER CLOSE OF BUSINESS APRIL 26 AND AFTER THIS MESSAGE WAS FULLY CLEARED. REGRET WE ARE UNABLE TO PROVIDE GUIDANCE IN RESPONSE TO REF E FOR USE APRIL 27. WE EXPECT TO TRANSMIT FURTHER GUIDANCE TOMORROW.

18. TELEPHONIC RESPONSE TO REQUESTS FOR CLARIFICATION (PARAS 10, 11, 12 ABOVE) WOULD PERMIT US TO PROVIDE GUIDANCE FOR USE APRIL 28. PLEASE CONTACT MIKULAK/ACDA (632-3702 OR 632-3703) OR CORDEN/ACDA (632-3422 OR 632-1659) AFTER 9 A.M. WASHINGTON TIME, APRIL 27.

19. REF F RECEIVED LATE APRIL 26. DEL SHOULD RESERVE ON ACCEPTANCE OF AD REFERENDUM TEXT OF GOV/COM.21 UNTIL APRIL 28 TO PROVIDE ONE DAY FOR WASHINGTON REVIEW.
VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
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Current Classification: UNCLASSIFIED
Concepts: COMMITTEES, NUCLEAR EXPLOSIONS, PEACEFUL USES OF ATOMIC ENERGY
Control Number: n/a
Copy: SINGLE
Sent Date: 27-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE094290
Document Source: CORE
Document Unique ID: 00
Drafter: RMIKULAK
Enclosure: n/a
Executive Order: N/A
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Expiration:
Film Number: D770146-0047
Format: TEL
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ISecure: 1
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